

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Chart Riggall	Team: Squad #4	CCRB Case #: 201808920	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Friday, 10/26/2018 1:00 AM	Location of Incident: § 87(2)(b)	Precinct: 60	18 Mo. SOL 4/26/2020	EO SOL 12/11/2020	
Date/Time CV Reported Fri, 10/26/2018 2:12 PM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Fri, 10/26/2018 2:12 PM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. POM Thomas Macca	15924	957794	062 PCT
2. POM Stefan Seecharan	07334	957149	062 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Thomas Macca	Abuse: Police Officer Thomas Macca stopped the vehicle in which § 87(2)(b) was an occupant.	§ 87(2)(b)
B.POM Stefan Seecharan	Abuse: Police Officer Stefan Seecharan stopped the vehicle in which § 87(2)(b) was an occupant.	§ 87(2)(b)
C.POM Stefan Seecharan	Abuse: Police Officer Stefan Seecharan searched the vehicle in which § 87(2)(b) was an occupant.	§ 87(2)(b)
D.POM Thomas Macca	Abuse: Police Officer Thomas Macca threatened to arrest § 87(2)(b)	§ 87(2)(b)
E.POM Thomas Macca	Abuse: Police Officer Thomas Macca threatened to arrest § 87(2)(b)	§ 87(2)(b)
F.POM Thomas Macca	Abuse: Police Officer Thomas Macca failed to provide § 87(2)(b) with a business card.	§ 87(2)(b)
G.POM Stefan Seecharan	Abuse: Police Officer Stefan Seecharan failed to provide § 87(2)(b) with a business card.	§ 87(2)(b)

Case Summary

On October 26, 2018, § 87(2)(b) filed this complaint with the CCRB by phone.

On October 26, 2018, at approximately 1 AM, in the vicinity of § 87(2)(b) in Brooklyn, PO Thomas Macca and PO Stefan Seecharan of the 62nd Precinct stopped § 87(2)(b)'s vehicle (**Allegations A and B: Abuse of Authority**, § 87(2)(g)) PO Seecharan allegedly opened the door of the vehicle, turned off the ignition, and removed the car keys (**Allegation C: Abuse of Authority**, § 87(2)(g)) PO Macca allegedly threatened to arrest § 87(2)(b) and her husband, § 87(2)(b) (**Allegations D and E: Abuse of Authority**, § 87(2)(g)) PO Macca and PO Seecharan did not provide § 87(2)(b) with a Right to Know Act (RTKA) business card at the conclusion of the traffic stop (**Allegations F and G: Abuse of Authority**, § 87(2)(g)).

No arrests or summonses resulted from the incident. There was no known video footage of this incident.

Findings and Recommendations

Allegation (A) Abuse of Authority: Police Officer Thomas Macca stopped the vehicle in which § 87(2)(b) was an occupant.

Allegation (B) Abuse of Authority: Police Officer Stefan Seecharan stopped the vehicle in which § 87(2)(b) was an occupant.

Allegation (C) Abuse of Authority: Police Officer Stefan Seecharan searched the vehicle in which § 87(2)(b) was an occupant.

Allegation (D) Abuse of Authority: Police Officer Thomas Macca threatened to arrest § 87(2)(b)

Allegation (E) Abuse of Authority: Police Officer Thomas Macca threatened to arrest § 87(2)(b)

It is undisputed that PO Macca and PO Seecharan stopped § 87(2)(b)'s vehicle on § 87(2)(b) in Brooklyn, and that she drove away before the officers could speak with her. She drove approximately two blocks to her home at § 87(2)(b), where she came to a complete stop. § 87(2)(b) called her husband, § 87(2)(b). He came outside and spoke with the officers. After the officers checked § 87(2)(b)'s license and registration, they allowed her to go without any arrest or summons.

§ 87(2)(b) (BR 01) said that when she initially stopped her car, she was blinded by the flashing lights in her mirror and could not see the individuals approaching her car. She became frightened and drove to her home at a speed of approximately twenty miles per hour. When she reached § 87(2)(b), the police car swung around her and blocked her car's path. The two officers approached her car, and the one on her passenger's side—identified by the investigation as PO Seecharan—opened her passenger-side door, turned off the ignition, and removed the car keys. § 87(2)(b) then used her cell phone to call § 87(2)(b) who came out to the car. As he came outside, PO Macca threatened that he would "arrest [them] both." § 87(2)(b) overheard the officers discussing her car being stolen. After the officers left, she could not locate her car keys and called 911, but found them on the roof of her car a few minutes later. During a follow-up call (BR 02) § 87(2)(b) confirmed her car was in good working order and denied committing any traffic violations prior to being stopped.

§ 87(2)(b) (BR 03) did not hear the officers discuss anyone being arrested during the incident. He noted that when he came outside, § 87(2)(b) was still in her car, parked "on the wrong side of the street."

PO Macca (BR 04) said that he was riding in his car, behind § 87(2)(b), when he observed her make two turns—left from § 87(2)(b), and right from § 87(2)(b) —and fail to signal both times. The officers turned on their car’s lights and § 87(2)(b) stopped on § 87(2)(b). The officers began to approach her car on foot, but when they reached the rear bumper of her car, she drove away. The officers pursued § 87(2)(b) to § 87(2)(b) in their car and PO Macca ran the plates on § 87(2)(b)’s car. The results indicated that the vehicle had been reported stolen. En route, § 87(2)(b) ran a stop sign, and turned in to the oncoming traffic lane on § 87(2)(b), where she stopped. § 87(2)(b) cursed at the officers, said she did not believe them to be genuine officers, and wanted to call her husband, which the officers allowed.

§ 87(2)(b) came outside and the officers explained what was going on. After checking § 87(2)(b)’s license and registration, PO Macca determined that the stolen plate was in fact a Texas plate with the same digits, which was not indicated in the initial results. He and PO Seecharan exercised their discretion and allowed § 87(2)(b) to leave without being arrested or issued a summons. PO Macca denied witnessing PO Seecharan enter § 87(2)(b)’s vehicle and turn it off. He further denied threatening to arrest § 87(2)(b) or § 87(2)(b).

PO Seecharan’s statement (BR 05) § 87(2)(g) also denied opening the door of § 87(2)(b)’s car and removing the keys.

§ 87(2)(g)
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Allegation (F) Abuse of Authority: Police Officer Thomas Macca failed to provide § 87(2)(b) with a business card.

Allegation (G) Abuse of Authority: Police Officer Stefan Seecharan failed to provide § 87(2)(b) with a business card.

It is undisputed that neither PO Macca nor PO Seecharan provided § 87(2)(b) with a Right to Know Act (RTKA) Business Card.

Patrol Guide Procedure 203-09 (BR 06) states that officers are to provide a business card to civilians “upon conclusion of law enforcement activities, except in cases when a summons is issued or an arrest is made, or exigent circumstances are present.”

§ 87(2)(g)
§ 87(2)(g)
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§ 87(2)(g)

Civilian and Officer CCRB Histories

- This is the first CCRB complaint to which § 87(2)(b) has been a party (BR 07).
- PO Thomas Macca has been a subject in two prior CCRB complaints with two allegations, neither of which were substantiated. § 87(2)(g)
- PO Stefan Seecharan has been a subject in one prior CCRB complaints with one allegation, which was not substantiated. § 87(2)(g)

Mediation, Civil and Criminal Histories

- § 87(2)(b) declined to mediate this complaint.
- On January 3, 2018, a FOIL request was sent to the New York City Comptroller's office. The results will be added to the case file upon receipt.
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]
[REDACTED]

Squad No.: _____

Investigator: _____
Signature Print Title & Name Date

Squad Leader: _____
Signature Print Title & Name Date

Reviewer: _____
Signature Print Title & Name Date